## BARROW

## CIVIL DOCKET

UNITED STATES DISTRICT COURT

Jury demand date: 3-25-71

D. C. Form No. 106A Rev.

ATTORNEYS For plaintiff: Ed Morrison 505 Center Building 630 West 7th Tulsa, Oka. 74119 (583-7559) For defendant: James R. Eagleton, 608 National Bank of Commerce Bldg., Tulsa, Okla., 74103 584-5141 (for Rose) Martin, Logan, Moyers, Martin & Conway, National Bank of Tulsa, Bldg., Tulsa

| RAY MO | RRISON, d  | /b/a OKL# | AHOMA STATE |
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|        | MENT COMPA |           | ,           |
| CHIEF  | DICTATING  | MACHINE   | COMPANY     |

TITLE OF CASE

VS

ROY E. ROSE, d/b/a AUDIO EQUIPMENT COMPANY, and NORTH AMERICAN PHILLIPS COMPANY, INC., a corporation

/Johm M. Imel

| STATISTICAL RECORD               | COSTS        |  | <b>DATE</b> 1970 | name or<br>receipt no. | REC.              |    | DISB. |    |    |
|----------------------------------|--------------|--|------------------|------------------------|-------------------|----|-------|----|----|
| J.S. 5 mailed 5-4-70             | Clerk        |  | - 11             | 4-20<br>4-23           | Morrison<br>CD 46 | 15 | 00    | 15 | 00 |
| J.S. 6 mailed 9-1-71             | Marshal      |  |                  |                        |                   |    |       |    |    |
| Basis of Action: Sherman Act     | Docket fee   |  |                  |                        |                   |    |       |    | 1  |
|                                  | Witness fees |  |                  |                        |                   |    |       |    | .3 |
| Action arose at: Tulsa, Oklahoma | Depositions  |  |                  |                        |                   |    |       |    |    |

| DATE  | PROCEEDINGS  | Date Order or  |
|---|--|----------------|
|   |  | Judgment Noted |
| 4-20-70<br>4-29-70                                | Complaint, filed. Summons issued.  Return on summons, filed. Served North American Phillips Co., Inc., by serving The Corporation Co. on 4-24-70; served Roy E. Rose person in Okla. City on 4-24-70. (Fees: \$8.48)m  | hally          |
| 5-11-70<br>5-12-70<br>5-13-70<br>5-11-70          | Stipulation Fatending Time, filed. js to 5-14-70 of Foy E. Rose, Application For Extension of Time to Plead, filed. js  Notice to take deposition of Ray Morrison on 5-26-70, filed. g Stipulation for extension of time to plead or answer and order granting North American Phillips Co., Inc., until 6-15-70 to plead |                |
| 5-12-70<br>5-12-70                                | or answer, filed. (AEB-J) e<br>Application For Extension of Time to Plead, by Rose, filed. js<br>Order Extension of Time to Plead, by defts Rose, until May 28, 1970<br>(MME-C) filed. js  |                |
| 5-18-70<br>5-26-70<br>6-5-70                      | Oklahoma, on 5-20-70. (\$2.96)   |                |
| 6-5-70  | Answer and Motion for Summary Judgment, filed by Foy E. Rose, d/b/a Audio Equipment Company. Ordered by the Court that the plaintiff respond, with brief, to the Motion for Summary Judgment filed by Foy E. Rose, d/b/a Audio Equipment Company, within 10 days from date. (Allen E. Barrow - Judge) b notified.        |                |
| 6-15-70<br>6-17-70<br>6-17-70<br>6-2 <b>3</b> -70 | Answer of North American Phillips Company, Inc., filed. v Pltf's application for extension of time to file brief, filed. m Order granting plaintiff 30 days in which to file brief, filed (AEB= Brief in supposet of Motion for Summary Judgment, filed by the deft., filed. v   | ≟J)g           |
| 7-17-70<br>7-17-70<br>7-28-70                     | Brief in support of Answer to Defendant's motion for summary judgmen Answer to Defendant's motion for summary judgment filed.h Deposition of Ray L. Morrison on behalf of defendant Foy E. Rose, d/b/a Audio Equipment Co. on 5-26-70. (Fee \$124.30)g Defendant, Foy E. Rose's brief, filed.                            |                |
| 10-51-10  | Hearing held. It is ordered that Motion for Summary Judgment of Foy Rose is taken under advisement. (AEB-J)h  Supplemental brief in support of answer to deft's motion for S/J, filed. m   | E              |
| 3-15-71   | Order overruling Foy E. Rose's motion for S/J, filed. (AEB-J)m (copi mailed)   | es             |
| 3-25-71   | Demand For Jury Trial (by Plaintiff) filed. js   |                |
| 3-30-71<br>3-30-71                                | Motion to strike demand for jury trial, filed. ds Memorandum brief in support of motion to strike demand for jury trial, filed. ds   |                |
| 4-9-71  | Memorandum Brief in Opposition to Deft's Motion to Strike Demand for Jury Trial, filed by the Plaintiff. Filed. r  |                |
| 4-22-71   | Order sustaining Plaintiff's Motion for Jury Trial and that this cas be set on the next jury docket. Filed. (AEB-J)r   | e              |
| 6-18-71   | Parties directed to hold pre-trial prior to 7-16-71 and file pre-trial order not later than 7-23-71. (AEB-J) v   | <i>j</i> * "   |
| 7-29-71<br>7-29-71                                | Application to extend time to submit pretrial order, filed. ds Order, extending time to file pretrial order for a period of 10 days from 7-29-71, filed. John H. Poe, Clerk. ds  |                |
| 8-6-71<br>8-6-71<br>8-10-71<br>8-10-71            | Notice to take deposition of Robert Hansen by Pltf. Ray Morrison, for Notice to take deposition of Floyd Harris by Pltf. Ray Morrison, fill Plaintiff's application to extend time, filed. ds Order extending plaintiffs time to file pretrial order through Aug. 17, 1971, filed. (JHP-Cl) ds (Continued)               | ed.v           |

| DATE               | PROCEEDINGS   | Date Order or<br>Judgment Note |
|--------------------|---|--------------------------------|
| 8-10-71            | Return of deposition subpoena; served Robert Hansen on August 9, 197  | 1,                             |
| 8-10-71            | at 5:00 P.M., in room 1022, City Hall of Tulsa, filed. v<br>Return of Deposition Subpoena; served Floyd Harris on August 10, 197<br>at 8:30 A.M., at 1440 S. Lewis, Tulsa, filed. v | 1,                             |
| 8-17-71<br>8-18-71 | Application to extend time to file pre-trial order filed by plainti<br>Order extending the filing date for pre-trial Order for a period of  | ff.h                           |
|                    | 15 days, filed. (AEB-J)v<br>Stipulation of dismissal with prejudice, filed. m   |                                |
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